IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1242 OF 2006
IN
CRIMINAL APPEAL NO. 1165 OF 2006

The State of Maharashtra ..Applicant
Vs.
Abbas Abdul Kadir ..Respondent

Mrs. S.D. Shinde, APP for applicant-State.

CORAM: B.H. MARLAPALLE & R.S. MOHITE,JJ.

Date : February 27, 2007.

P.C.:

. This is an application for condonation of delay filed by the State in filing an appeal for enhancement of sentence.

. As per the office note, the delay caused is of 30 days. We have perused the application. We accept the reasoning given for causing of the delay as mentioned in the application. We find that the delay in filing the appeal is neither intentional nor deliberate.

. In the circumstances, the delay in filing the appeal for enhancement of sentence is condoned and the application is allowed.

(R.S. Mohite, J.) **(B.H. Marlapalle,J.)**